IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.4051 OF 2004

Rajkumar Chandrakant Mhatre ...Applicant

Versus

The State of Maharashtra ...Respondent

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Ms.K.S.Bhange for Applicant.

Mr.K.V.Saste, A.P.P. for Respondent.

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CORAM: A.M.KHANWILKAR, J.

OCTOBER 5, 2004.

P.C.

1. This is second bail application filed before this Court. However, the Applicant is not pressing the present Bail Application on merits, but seeks bail only on medical ground. That ground has been inserted by way of amendment, being ground No.6(a). As this ground was never pressed before the Trial Court, the appropriate course, to my mind, is to relegate the Applicant before the Trial Court, who in turn, shall examine the contention

regarding grant of bail on medical ground, if such an application is filed. If such an application is filed, the same be decided as expeditiously as possible, preferably within four weeks from the date of presentation.

2. Application disposed of with the above observations.

A.M.KHANWILKAR, J.